

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS
EASTERN DIVISION**

| | | |
|-----------------------------------|---|-------------|
| TIMOTHY M. BROWDER, |) | |
| |) | 1:05cv10464 |
| Plaintiff, |) | |
| |) | Judge Saris |
| v. |) | |
| |) | |
| NATIONAL FINANCIAL SYSTEMS, INC., |) | |
| |) | |
| Defendant. |) | |

PLAINTIFF'S MOTION TO VOLUNTARILY DISMISS MASS. G.L., CH 93A CLAIM

Plaintiff Timothy M. Browder respectfully asks the Court to enter an order dismissing without prejudice his Mass. G.L., CH 93A claim.

In support of this motion, Plaintiff states as follows:

1. On May 11, 2005, Plaintiff filed an amended complaint adding a Mass. G.L. CH. 93A claim against Defendant National Financial Systems, Inc. ("NFS").
2. Plaintiff now wishes to dismiss that claim without prejudice.
3. Defendant's counsel has indicated that NFS does not have any objection to this motion.

WHEREFORE, Plaintiff respectfully asks the Court to enter an order dismissing without prejudice his Mass. G.L. CH 93A claim.

Respectfully submitted,

s/ Francis R. Greene
Francis R. Greene

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RULE 7.1 CERTIFICATION

I, Francis R. Greene, hereby certify that I have conferred in good faith with counsel for National Financial Systems, Inc. regarding this motion. Defendant's counsel does not object to the filing of this motion.

s/ Francis R. Greene
Francis R. Greene

CERTIFICATE OF SERVICE

I, Francis R. Greene, hereby certify that on February 14, 2006, a copy of the foregoing Plaintiff's Motion to Voluntarily Dismiss Mass. G.L. CH 93A Claim was filed electronically. Notice of this filing will be sent to the following parties by operation of the Court's electronic filing system. Parties may access this filing through the Court's system.

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